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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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: 21 MC 101 (AKH)
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: This Document Relates to:
:
: 02-CV-07154
: Bavis v. United Airlines, Inc., et al.
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IN RE SEPTEMBER 11 LITIGATION

**STIPULATION AND ORDER OF DISMISSAL OF PLAINTIFF'S
CLAIMS AGAINST DEFENDANT THE BOEING COMPANY**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys of record for the respective parties hereto, that the claims of Plaintiff Mary Bavis, individually and as personal representative of the Estate of Mark Bavis, ("Plaintiff") against defendant The Boeing Company ("Boeing") contained in all operative complaints, including without limitation the Second Amended Complaint for Wrongful Death and Survival in Case No. 02-CV-7154 (AKH), dated January 14, 2004 and the Plaintiffs' Fourth Amended Flight 175 Master Liability Complaint in Case No. 21 MC 97, dated September 14, 2007, are hereby dismissed with prejudice and without costs to either party as against the other.

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Dated: November 23, 2010
Providence, RI

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Dated: November 24, 2010
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SO ORDERED.

Dated: November 24, 2010
New York, New York.


Alvin K. Hellerstein, United States District Judge

CERTIFICATE OF SERVICE

I, Robert A. Atkins, certify that on November 21, 2010, copies of the **Stipulation and Order of Dismissal of Plaintiff's Claims Against Defendant The Boeing Company** were served upon the below-listed parties by email.

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I also electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send email notification of such filing to those counsel who have registered with the court to receive email notices for these cases.

By: /s/ Robert A. Atkins

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